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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Eastern Industries, LLC, a New York
limited liability company,

Plaintiff,

v.

EarthCo Enterprises, LLC, an Arizona
limited liability company; Thomas Vella
and Jane Doe Vella, husband and wife,
Wesley Zlotoff and Jane Doe Zlotoff,
husband and wife; Dominic Riccobono and
Jane Doe Riccobano, husband and wife,
and Jack Thomas Riccobono and Jane Roe
Riccobono, husband and wife, Scott
Williams and Jane Doe Williams, husband
and wife,

Defendants.

Case No. 2:23-cv-00109

**DEFENDANTS' REPORT
REGARDING SETTLEMENT TALKS**

(Assigned to the Hon. Susan M. Brnovich)

Pursuant to the Court's May 21, 2024 Case Management Order (Doc. 59),
Defendants submit this report re: status of settlement talks in the above-captioned matter.
As the Court is aware, on September 26, 2024, Plaintiff's attorney filed a Motion for Leave
to Withdraw Without Client Consent (Doc. 69), which was granted by Minute Entry on

1 October 19, 2024 (Doc. 80). On December 11, 2024, this Court ordered Plaintiff to obtain
2 new counsel by January 10, 2025 (Doc. 84).

3 Throughout the course of this matter, the parties have engaged in various good faith
4 settlement talks. The parties also participated in mediation before Retired Judge Ken Fields
5 on August 27, 2024. These efforts have been unsuccessful to resolve this case. If Plaintiff
6 hires new counsel, Defendants are willing to engage in additional good faith settlement
7 talks with new counsel. Given the procedural posture of this case as set forth above, no
8 assistance from the Court is currently needed in facilitating additional settlement talks.

9 DATED this 20th day of December, 2024.

10 **WARNER ANGLE HALLAM**
11 **JACKSON & FORMANEK PLC**

12 By /s/ Peter J. Foster
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CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of December, 2024, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF filing system, and that on said date a copy was delivered electronically via the CM/ECF filing system to:

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Plaintiff

/s/ Lisa Mazza

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